

STATE OF CALIFORNIA  
ENVIRONMENTAL PROTECTION AGENCY  
DEPARTMENT OF TOXIC SUBSTANCES CONTROL

In the Matter of:	)	Docket No. HWCA 97/98-1005
	)	OAH No. N-1999080397
Almanor Manufacturing, Inc.	)	
P.O. Box 1330	)	FIRST AMENDMENT TO
	)	STIPULATION AND ORDER
763 Main Street	)	
Chester, Ca 96020	)	Health and Safety Code
EPA ID No. CAD982061103	)	Section 25187
	)	
Mr. Walter H. Schaefer	)	
P.O. Box 1330	)	
763 Main Street	)	
Chester, CA 96020	)	
	)	
Respondents	)	
	)	

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The State Department of Toxic Substances Control (Department) and Almanor Manufacturing, Inc. and Mr. Walter H. Schaefer (Respondents) entered into a Stipulation and Order, Docket No. HWCA 97/98-1005, OAH No. N-1999080397, on December 2, 1999. The Department and Respondents hereby enter into this First Amendment to Stipulation and Order (First Amendment) to amend the Stipulation and Order as follows:

1. Section 10 of the Stipulation and Order is amended to state:

Respondents shall the pay the Department a total of \$45,000.00, of which \$5,000.00 is a penalty and \$40,000.00 is for reimbursement of the Department's costs incurred in conducting this enforcement action. Respondents have paid the Department \$39,000.00. Respondents shall pay the Department the remaining

\$6,000.00 by making six monthly installment payments of \$1,000.00 each by the following due dates:

The first \$1000,00 is due by 10/1/2001.

The second \$1,000.00 is due by 11/01/2001.

The third \$1,000.00 is due by 12/01/2001.

The fourth \$1,000.00 is due by 1/01/2002.

The fifth \$1,000.00 is due by 2/01/2002.

The sixth \$1,000.00 is due by 3/01/2002.

If Respondents fail to make any of the payments by the due date, the entire balance becomes immediately due and Respondents' failure to immediately pay the entire balance to the Department shall constitute a violation of this Stipulation and Order. In addition, Respondents shall pay all costs incurred by the Department in pursuing collection of the payments, including attorney's fees. Respondents' checks for the monthly installment payments shall be made payable to the Department of Toxic Substances Control, and shall be sent to:

Department of Toxic Substances Control  
Accounting Office  
P. O. Box 806  
Sacramento, California 95812-0806

A photocopy of each check shall be simultaneously sent to:

Paul Kewin, Unit Chief  
Northern California Branch  
Statewide Compliance Division  
Department of Toxic Substances Control  
8800 Cal Center Drive  
Sacramento, California 95826-3200

Except as amended by this First Amendment, the provisions of the Stipulation and Order remain in full force and

effect.

This First Amendment shall take effect on the date when this First Amendment is fully executed by the parties.

Dated: September 19, 2001

Original signed by  
Walter H. Schaefer

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Walter H. Schaefer, representing  
Almanor Manufacturing, Inc.

Dated: September 19, 2001

Original signed by  
Walter H. Schaefer

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Walter H. Schaefer

Dated: October 4, 2001

Original signed by  
Charlene Williams

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Charlene Williams, Branch Chief  
Northern California Branch  
Statewide Compliance Division  
Department of Toxic Substances  
Control